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SUPREME COURT

Supreme Court Clarifies Arbitrator's Termination Powers

Continuation Must Be Impossible or Unnecessary

Sheikh Rayees • May 25, 2024

PUBLISHED REPORT

The Supreme Court bench of Justices Abhay S. Oka and Pankaj Mithal ruled that an arbitrator's power under Section 32(2)(c) of the Arbitration and Conciliation Act, 1996 can only be exercised if it becomes impossible or unnecessary to continue the proceedings. The bench clarified that simply having a reason to terminate the proceedings isn't enough; the reason must specifically indicate that continuation is either unnecessary or impossible. Case Background: This...

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